

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Establishment – DPH&FW – APAT – C.A.No.171/2006 in O.A.No.8593/2005 filed by Sri J.Manik Gonda, Sweeper, PHC, Manoor, Medak District –Release of budget for pay the arrears of Rs.4,30,000/- (Rupees four lakhs and thirty thousand only) – Orders – Issued.

HEALTH MEDICAL AND FAMILY WELFARE (J1) DEPARTMENT

G.O.Rt.No. 1375

Dated 01.08.2011

Read the following :-

1. G.O.Rt.No.1121, HM&FW (J1) Dept., dated 25.08.2010
2. From the DPH&FW, Hyd., Lr.Rc.No.23668/E4.I/2010, dated 18.9.2010 and 2.11.2010
3. From the DM&HO, Medak letter.No.Spl/E.1/2010, dated 27.10.2010
4. Govt.Memo.No.24710/J1/2009-7, dated 22.11.2010
5. Govt.Letter.No.24710/J1/2009 dated 3.2.2011 addressed to Additional Advocate General Hon'ble High Court of A.P. , Hyderabad
6. From Addl.Advocate General Lr.No.Resi/1/2011, dated 28.03.2011
7. Govt.Letter.No.24710/J1/2009 dated 13.04.2011
8. From Hon'ble Supreme Court of India orders dated 11.7.2011 in SLP (C).No.10630/2011.

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ORDER :

In the letter 1st read above, permission was accorded to the Commissioner of Health and Family Welfare / District Medical and Health Officer, Medak to regularize the services of Sri J.Manik Gonda, Contingent Worker, PHC, Manoor Medak District as MNO in terms of G.O.Ms.No.212, Finance (PC.III) Department, dt.22.4.1994 from the prospective date i.e. from the date of issue of orders by the competent appointing authority, subject to condition, that the said vacancy is clear, regular, and continued in orders issued by Finance (SMPC) Department, from time to time till date and no senior eligible person is overlooked/omitted.

2. In the reference 2nd read above, the Director of Public Health and Family Welfare, Hyderabad has furnished the proposals for release special budget to the amount of Rs.4,30,000/- w.e.f.1.1.1987 to 6/2010 duly working out the difference of wages (fixed by the District Collector) payable to the applicant in the C.A. No.171/2006 in O.A.No.8593/2005 as per the orders of the Tribunal. He has further stated that the District Medical and Health Officer, Medak has requested to release the sufficient budget at the earliest possible towards payment of daily wages incurred in the Financial year 2010-2011 as per the rates in force fixed by the District Collector. The Director of Public Health and Family Welfare, Hyderabad has requested the Government to issue necessary orders in the matter.

3. The Director of Public Health and Family Welfare, Hyderabad has further stated that the District Medical and Health Officer, Medak have filed appeal in the W.P.No.1045/2007 against the APAT order 19.12.2005 in O.A.No.8593/2005 in regarding to release of the consequential minatory benefits including arrears of salaries of date of eligibility of enhancement from time to time as per daily wage fixed by the District Collector Medak.. The Hon'ble High Court order dated 13.11.2009 in W.P.No.1045/2007 has confirmed the judgement of the APAT order dated 19.12.2005 in O.A.No.8593/2005.

4. In the reference 8th read above, the Hon'ble Supreme Court of India in its judgement dated 11.7.2011 in SLP (Civil) No.10630/2011 has dismissed the SLP on the ground of delay as also on merits.

(P.T.O.)

5. In the circumstances stated above, the Government after careful examination, decided to implement the orders of APAT dated 19.12.2005 in O.A.No.8593/2005 and hereby accord permission to the Director of Public Health and Family Welfare/ District Medical and Health Officer, Medak at Sanga Reddy to pay the arrears of Rs.4,30,000/- (Rupees four lakhs and thirty thousand only) to make payment to Sri J.Manik Gonda, applicant in O.A.No.8593/2005, towards difference of wages (Fixed by the District Collector) w.e.f. 1.1.1987 to 6/2010 and to meet the expenditure under Head of Account-2210-03-103-04-020 wages.

6. The Director of Public Health and Family Welfare shall take necessary further action in the matter accordingly.

7. This orders issues with the concurrence of Finance (PC.III) Department vide their U.O.No.19340-B/444/PC.III/A1/2011, dated 19.7.2011.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.P.V.RAMESH
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director of Public Health and Family Welfare, A.P., Hyderabad

The District Medical and Health Officer, Medak at Sanga Reddy

Copy to:

The individual (through DPH&FW, Hyd.,)

The District Treasury officer, Medak District

The Government Pleader for M&H (Ser.I) A.P. Administrative Tribunal, Hyderabad

(w.r.t. orders dated 19.12.2005 in O.A.No.8593/2005 in C.A.No.171/2006)

SF/SCs.,

//forwarded :: by order //

SECTION OFFICER